

REMARKS

Claims 1-98 and 133-168 are pending. The Examiner has rejected claims 67-98 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over U.S. Patent No. 6,342,250 in view of McKnight et al (U.S. Patent No. 3,800,292). The Applicant respectfully traverses the rejection. However, to advance prosecution of this Application and to obtain allowance on allowable claims at the earliest possible date, the Applicant is filing a terminal disclaimer in compliance with 37 CFR 1.321(c) to overcome the rejection based on a nonstatutory double patenting ground. Therefore, no admission may be inferred by this response and the terminal disclaimer enclosed herein and the Applicants reserve the right to pursue similar claims in the future. A copy of the terminal disclaimers pursuant to 37 CFR 1.321(c) is attached with this response.

Additionally, the Applicant has amended the paragraph on page 47, lines 19-23 and page 48 lines 1- 21 of the specification and claims 13, 40, 41, 62, 89, 90, 149 and 165 to address the Examiner's objection because of informalities in the previously identified paragraph and claims.

Finally, the Applicant respectfully requests that the Examiner rejoin withdrawn claims 1-49 and 133-168 as requested in the response to the restriction requirement dated August 16, 2004. It is noted that all of the withdrawn independent claims substantially include the composition of the present invention and further include the novel and nonobvious limitations of the examined claims. Hence, the withdrawn claims should be considered sufficiently related and generic in that a search and finding of allowability of any one group would encompass a search and finding of allowability of all the groups. Therefore, rejoinder of these withdrawn claims is respectfully requested.

In view of the foregoing, it is submitted that this application is in condition for allowance. Favorable consideration and prompt allowance of the application are respectfully requested.

The Examiner is invited to telephone the undersigned if the Examiner believes it would be useful to advance prosecution.

Respectfully submitted,

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